

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)

) CRIMINAL NO.

) v.)

VIOLATIONS:

(1) CHRISTOPHER ALVITI,) 21 U.S.C. § 846 -
and) Conspiracy to Possess with Intent
(2) RICHARD GOULD,) to Distribute, and to Distribute,
Defendants) Oxycodone
)
) 21 U.S.C. 841(a)(1) -
) Possession With Intent to
) Distribute and Distribution of
) Oxycodone
)
) 21 U.S.C. 841(a)(1) -
) Possession With Intent to
) Distribute Oxycodone
)
) 21 U.S.C. § 853 -
) Criminal Forfeiture Allegation

INDICTMENT

COUNT ONE: (21 U.S.C. § 846 - Conspiracy to Possess with
Intent to Distribute, and to Distribute,
Oxycodone)

The Grand Jury charges that:

Beginning on an unknown date but at least by in or about November 2003 and continuing thereafter until on or about June 29, 2004, at Beverly and elsewhere in the District of Massachusetts,

1. CHRISTOPHER ALVITI, and
2. RICHARD GOULD,

defendants herein, did knowingly and intentionally combine, conspire, confederate, and agree with each other, and with other

persons unknown to the Grand Jury, to distribute, and to possess with intent to distribute, oxycodone, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

All in violation of Title 21, United States Code, Section 846.

COUNT TWO: **(21 U.S.C. §841(a)(1) - Distribution of Oxycodone)**

The Grand Jury further charges that:

On or about December 17, 2003, at Beverly, in the District of Massachusetts,

1. CHRISTOPHER ALVITI,

defendant herein, did knowingly and intentionally distribute, and possess with intent to distribute, oxycodone, a Schedule II controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

COUNT THREE: **(21 U.S.C. §841(a)(1)- Distribution of Oxycodone)**

The Grand Jury further charges that:

On or about January 13, 2004, at Beverly, in the District of Massachusetts,

1. CHRISTOPHER ALVITI,

defendant herein, did knowingly and intentionally distribute, and possess with intent to distribute, oxycodone, a Schedule II controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

COUNT FOUR: **(21 U.S.C. §841(a) (1)- Distribution of Oxycodone)**

The Grand Jury further charges that:

On or about February 4, 2004, at Beverly, in the District of Massachusetts,

1. CHRISTOPHER ALVITI,

defendant herein, did knowingly and intentionally distribute, and possess with intent to distribute, oxycodone, a Schedule II controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

COUNT FIVE: **(21 U.S.C. §841(a)(1) - Distribution of Oxycodone)**

The Grand Jury further charges that:

On or about March 18, 2004, at Beverly, in the District of Massachusetts,

1. CHRISTOPHER ALVITI,

defendant herein, did knowingly and intentionally distribute, and possess with intent to distribute, oxycodone, a Schedule II controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

COUNT SIX: **(21 U.S.C. §841(a)(1) - Distribution of Oxycodone)**

The Grand Jury further charges that:

On or about June 2, 2004, at Beverly, in the District of Massachusetts,

1. CHRISTOPHER ALVITI,

defendant herein, did knowingly and intentionally distribute, and possess with intent to distribute, oxycodone, a Schedule II controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

COUNT SEVEN: (21 U.S.C. §841(a)(1)- Possession with Intent to Distribute Oxycodone)

The Grand Jury further charges that:

On or about June 30, 2004, at Beverly, in the District of Massachusetts,

2. RICHARD GOULD

defendant herein, did knowingly and intentionally possess with intent to distribute, oxycodone, a Schedule II controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

FORFEITURE ALLEGATION: (21 U.S.C. § 853)

The Grand Jury further charges that:

1. As a result of the offenses alleged in Counts 1 through 7 of this Indictment,

1. CHRISTOPHER ALVITI, and

2. RICHARD GOULD

defendants herein, shall forfeit to the United States any and all property constituting, or derived from, any proceeds the defendants obtained, directly or indirectly, as a result of such offenses; and/or any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, any such violations.

2. If any of the property described in paragraph 1, above, as a result of any act or omission of the defendants -

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intention of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any

other property of the defendants up to the value of the property described in paragraph 1.

All in violation of Title 21, United States Code, Section 853.

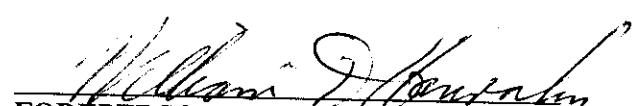
NOTICE OF ADDITIONAL FACTORS

The Grand Jury further finds that:

1. The defendant RICHARD GOULD is accountable for a quantity of oxycodone that, when converted to marijuana as provided by USSG §2D1.1 (drug equivalency table), is equivalent to at least 10,000 kilograms but not more than 30,000 kilograms of marijuana. Accordingly, USSG §2D1(c)(2) applies to this defendant.

2. The defendant CHRISTOPHER ALVITI is accountable for a quantity of oxycodone that, when converted to marijuana as provided by USSG §2D1.1 (drug equivalency table), is equivalent to at least 1000 kilograms but not more than 3,000 kilograms of marijuana. Accordingly, USSG §2D1.1(c)(4) applies to this defendant.

A TRUE BILL



FOREPERSON OF THE GRAND JURY



DAVID G. TOBIN
ASSISTANT U.S. ATTORNEY

DISTRICT OF MASSACHUSETTS; August 18, 2004

Returned into the District Court by the Grand Jurors and filed.



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Criminal Case Cover Sheet

CR 10248 RCL

U.S. District Court - District of MassachusettsPlace of Offense: Beverly Category No. II Investigating Agency DEA/FDACity Beverly**Related Case Information:**County Essex

Superseding Ind./ Inf. _____ Case No. _____

Same Defendant _____ New Defendant _____

Magistrate Judge Case Number 04-MJ-01807-CBS

Search Warrant Case Number _____

R 20/R 40 from District of _____

Defendant Information:Defendant Name Christopher Alviti Juvenile Yes NoAlias Name Christopher KingAddress 5 Trask Lane, Beverly, MABirth date (Year only): _____ SSN (last 4 #): _____ Sex M Race: Caucasian Nationality: USADefense Counsel if known: Catherine Byrne Address: 408 Atlantic Avenue, Third Floor
Boston, MA 02210

Bar Number: _____

U.S. Attorney Information:AUSA David G. Tobin Bar Number if applicable 552558Interpreter: Yes No List language and/or dialect: _____Matter to be SEALED: Yes No Warrant Requested Regular Process In Custody**Location Status:**Arrest Date: June 29, 2004 Already in Federal Custody as _____ in _____. Already in State Custody _____ Serving Sentence Awaiting Trial On Pretrial Release: Ordered by M.J. Swartwood on July 2, 2004Charging Document: Complaint Information IndictmentTotal # of Counts: Petty _____ Misdemeanor _____ Felony 7

Continue on Page 2 for Entry of U.S.C. Citations

 I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: 08/18/04Signature of AUSA: David G. Tobin

04 CR 10248 R

District Court Case Number (To be filled in by deputy clerk):

Name of Defendant Christopher Alviti

U.S.C. Citations

<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1 <u>21 U.S.C. § 846</u>	<u>Conspiracy to Possess & Distribute Oxycodone</u>	<u>1</u>
Set 2 <u>21 U.S.C. § 841(a)(1)</u>	<u>Distribution of Oxycodone</u>	<u>2 through 6</u>
Set 3 <u>21 U.S.C. § 841(a)(1)</u>	<u>Possession with Intent to Distribute Oxycodone</u>	<u>7</u>
Set 4 _____	_____	_____
Set 5 _____	_____	_____
Set 6 _____	_____	_____
Set 7 _____	_____	_____
Set 8 _____	_____	_____
Set 9 _____	_____	_____
Set 10 _____	_____	_____
Set 11 _____	_____	_____
Set 12 _____	_____	_____
Set 13 _____	_____	_____
Set 14 _____	_____	_____
Set 15 _____	_____	_____

ADDITIONAL INFORMATION:

U.S. District Court - District of Massachusetts

Place of Offense: Beverly Category No. 11 Investigating Agency DEA/FDA

City Beverly

Related Case Information:

County Essex

Superseding Ind./ Inf. _____ Case No. _____
 Same Defendant _____ New Defendant _____
 Magistrate Judge Case Number 04-MJ-01814-CBS
 Search Warrant Case Number _____
 R 20/R 40 from District of _____

Defendant Information:

Defendant Name Richard W. Gould Juvenile Yes No

Alias Name _____

Address 10 Druid Avenue, Peabody, MA 01960

Birth date (Year only): 1978 SSN (last 4 #): 1313 Sex M Race: Caucasian Nationality: USA

Defense Counsel if known: Scott Lopez Address: 24 School Street, 8th Floor
Boston, MA 02108

Bar Number: _____

U.S. Attorney Information:

AUSA David G. Tobin Bar Number if applicable 552558

Interpreter: Yes No List language and/or dialect: _____

Matter to be SEALED: Yes No

Warrant Requested Regular Process In Custody

Location Status:

Arrest Date: June 30, 2004

Already in Federal Custody as _____ in _____.
 Already in State Custody _____ Serving Sentence Awaiting Trial
 On Pretrial Release: Ordered by M.J. Swartwood on July 16, 2004

Charging Document: Complaint Information Indictment

Total # of Counts: Petty _____ Misdemeanor _____ Felony 7

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 08/18/04

Signature of AUSA: David G. Tobin

04CR10248R

District Court Case Number (To be filled in by deputy clerk):**Name of Defendant** Richard W. Gould**U.S.C. Citations**

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 U.S.C. § 846</u>	<u>Conspiracy to Possess & Distribute Oxycodone</u>	<u>1</u>
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Set 3	<u>21 U.S.C. § 841(a)(1)</u>	<u>Possession with Intent to Distribute Oxycodone</u>	<u>7</u>
Set 4			
Set 5			
Set 6			
Set 7			
Set 8			
Set 9			
Set 10			
Set 11			
Set 12			
Set 13			
Set 14			
Set 15			

ADDITIONAL INFORMATION: